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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON
F/K/A THE BANK OF NEW YORK AS
SUCCESSOR TO JPMORGAN CHASE
BANK, N.A., AS TRUSTEE FOR THE
HOLDERS OF SAMI II TRUST 2006-AR7,

Plaintiff,

vs.

ROYAL HIGHLANDS STREET AND
LANDSCAPE MAINTENANCE
CORPORATION; SFR INVESTMENTS
POOL 1, LLC; and ALESSI & KOENIG,
LLC,

Defendants.

SFR INVESTMENTS POOL 1, LLC, a
Nevada limited liability company,

Counterclaimant/Cross-Claimant,

vs.

THE BANK OF NEW YORK MELLON
F/K/A THE BANK OF NEW YORK AS
SUCCESSOR TO JPMORGAN CHASE
BANK, N.A., AS TRUSTEE FOR THE
HOLDERS OF SAMI II TRUST 2006-AR7;
and LOIS HAUGABOOK DORSEY, an
individual,

Case No.: 2:16-cv-01993-JCM-PAL

**STIPULATION TO WITHDRAW
MOTIONS FOR SUMMARY JUDGMENT
[ECF Nos. 58 AND 59] WITH PROPOSAL
FOR NEW BRIEFING SCHEDULE TO
ADDRESS NEW DECISION FROM THE
NEVADA SUPREME COURT WHICH
MAY IMPACT THE CURRENT
MOTIONS**

Counter-Defendant/Cross-Defendant.

Plaintiff/counter-defendant/cross-defendant THE BANK OF NEW YORK MELLON
FKA THE BANK OF NEW YORK AS SUCCESSOR TRUSTEE TO JP MORGAN CHASE
BANK, N.A. AS TRUSTEE FOR THE HOLDERS OF SAMI II TRUST 2006-AR7 ("Bank"),
defendant/counterclaimant/cross-claimant SFR INVESTMENTS POOL 1, LLC ("SFR"), and
defendant ROYAL HIGHLANDS STREET AND LANDSCAPE MAINTENANCE
CORPORATION ("Association") here by stipulate and agree as follows:

1. On November 30 2017, the Bank filed a Motion for Leave to File Supplemental
Briefing in Support of [Its] Motion for Summary Judgment [ECF No. 57] ("Bank's MSJ Mot."),
[ECF No. 60 ("Bank's Mtn. to Supp.")], based on the recent Nevada Supreme Court decision in
Nationstar Mortgage, LLC v. Saticoy Bay LLC Series 2227 Shadow Canyon, No. 70382, 2017
WL 5633293 (Nev. Nov. 22, 2017) ("*Shadow Canyon*").

2. *Shadow Canyon* directly impacts the parties' respective motions for summary
judgment.

3. Each party would like the opportunity to brief the issues in light of *Shadow Canyon*.

4. Therefore, the parties propose the following:

a. The Motions for Summary Judgment filed on November 20, 2017 as Dkt.
Nos. 57 and 58, and any responses thereto shall be withdrawn [see Dkt. No. 61];

b. The Bank's Motion for Leave to File an Supplement in Support of its
Motion for Summary Judgment [Dkt No. 60] will be withdrawn;

c. The Parties stipulate to the following briefing schedule for dispositive
motions:

i. New Motions for Summary Judgment to be filed no later than December
20, 2017;

ii. Responses to the Motions for Summary Judgment shall be due no later
than January 10, 2018;

iii. Replies in Support of Summary Judgment shall be due no later than

January 24, 2018.

5. Based on the foregoing and in anticipation of the Court's decision on the above, the Parties agree that responses to the currently filed Motions for Summary Judgment need not be filed as of December 11, 2017.

DATED this 11th day of December, 2017

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Attorneys for The Bank of New York Mellon as Trustee

IT IS SO ORDERED.

DATED: August 22, 2018


U.S. DISTRICT COURT JUDGE

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of December, 2017, pursuant to FRCP 5, I served **STIPULATION TO WITHDRAW MOTIONS FOR SUMMARY JUDGMENT [ECF Nos. 58 AND 59] WITH PROPOSAL FOR NEW BRIEFING SCHEDULE TO ADDRESS NEW DECISION FROM THE NEVADA SUPREME COURT WHICH MAY IMPACT THE CURRENT MOTIONS** via the CM-ECF electronic filing system the foregoing to the following parties:

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